

REMARKS

Reconsideration of this application, in view of the foregoing amendments and the following remarks, is respectfully requested. New claims 44-45 have been added.

Claim Rejections - 35 USC § 103

Claims 1-43 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hoo et al (Hoo hereinafter) in view of "G.voice, G.dmt.bis, G.lite.bis: Proposal for Seamless Dynamic Rate Repartition for CVoDSL" (DRR_REF hereinafter). Applicants respectfully traverse these rejection.

Independent claims 1, 9, 16, 24, 30, 38-43 have been amended to recite a delay count that is used after sending an ack/comply and before implementing the reconfiguration parameters. The cited references do not teach this limitation. Accordingly, these claims and those depend therefrom are patentably distinguishable from the cited references.

Applicant believes this application and the claims herein to be in a condition for allowance. Should the Examiner have further inquiry concerning these matters, please contact the below named attorney for Applicant.

Respectfully Submitted,
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